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Attorneys for Plaintiff Brenda Glant

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ARIZONA

IN RE BARD IVC FILTERS PRODUCTS LIABILITY LITIGATION	No. MD-15-02641-PHX-DGC
	AMENDED MASTER SHORT FORM COMPLAINT FOR DAMAGES FOR INDIVIDUAL CLAIMS

Plaintiff(s) named below, for their Complaint against Defendants named below, incorporate the Master Complaint for Damages in MDL 2641 by reference (Doc. 364). Plaintiff(s) further show the Court as follows:

1.   Plaintiff/Deceased Party:

BRENDA GLANT_____

2.   Spousal Plaintiff/Deceased Party's spouse or other party making loss of

consortium claim:

N/A_____

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3.   Other Plaintiff and capacity (i.e., administrator, executor, guardian, conservator):

N/A   _____

4.   Plaintiff's/Deceased Party's state(s) [if more than one Plaintiff] of residence at the time of implant:

FLORIDA_____

5.   Plaintiff's/Deceased Party's state(s) [if more than one Plaintiff] of residence at the time of injury:

FLORIDA_____

6.   Plaintiff's current state(s) [if more than one Plaintiff] of residence:

FLORIDA_____

7.   District Court and Division in which venue would be proper absent direct filing:

MIDDLE DISTRICT OF FLORIDA, FORT MYERS DIVISION

8.   Defendants (check Defendants against whom Complaint is made):

☑   C.R. Bard Inc.

☑   Bard Peripheral Vascular, Inc.

9.   Basis of Jurisdiction:

☑   Diversity of Citizenship

☐   Other: _____

a.   Other allegations of jurisdiction and venue not expressed in Master Complaint:

_____

_____

_____

10. Defendants' Inferior Vena Cava Filter(s) about which Plaintiff(s) is making a claim (Check applicable Inferior Vena Cava Filter(s)):

☐ Recovery® Vena Cava Filter

☐ G2® Vena Cava Filter

☐ G2® Express (G2®X) Vena Cava Filter

☑ Eclipse® Vena Cava Filter

☐ Meridian® Vena Cava Filter

☐ Denali® Vena Cava Filter

☐ Other: _____

11. Date of Implantation as to each product:

AUGUST 12, 2012_____

12. Counts in the Master Complaint brought by Plaintiff(s):

☑ Count I: Strict Products Liability – Manufacturing Defect

☑ Count II: Strict Products Liability – Information Defect (Failure to Warn)

☑ Count III: Strict Products Liability – Design Defect

☑ Count IV: Negligence - Design

☑ Count V: Negligence - Manufacture

☑ Count VI: Negligence – Failure to Recall/Retrofit

☑   Count VII: Negligence – Failure to Warn

☑   Count VIII: Negligent Misrepresentation

☑   Count IX: Negligence *Per Se*

☑   Count X: Breach of Express Warranty

☑   Count XI: Breach of Implied Warranty

☑   Count XII: Fraudulent Misrepresentation

☑   Count XIII: Fraudulent Concealment

☑   Count XIV: Violations of Applicable <u>Florida</u> ~~Kentucky~~ Law

Prohibiting Consumer Fraud and Unfair and Deceptive Trade Practices

☐   Count XV: Loss of Consortium

☐   Count XVI: Wrongful Death

☐   Count XVII: Survival

☑   Punitive Damages

☑   Other(s):   All claims for relief set forth in the Master Complaint for an amount to be determined by the trier of fact.

(please state the facts supporting this Count in the space immediately below)

_____

_____

_____

Plaintiff demands a jury trial.

RESPECTFULLY SUBMITTED this 17th day of March, 2016.

SHAW COWART, LLP

By: */s/ Ethan L. Shaw*
Ethan L. Shaw (TX Bar No. 18140480)
Matthew J. Riley (TX Bar No. 24070500)
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Attorneys for Plaintiff Brenda Glant

Certificate of Service

I hereby certify that on this 17th day of March, 2016, I electronically transmitted the

attached document to the Clerk's Office using the CM/ECF System for filing and transmittal

of a Notice of Electronic Filing.

/s/ Ethan L. Shaw